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6 Attorney for Leonard Graves

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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 LEONARD GRAVES,
15 Defendant.

Case No. 2:20-mj-00756-EJY

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(Second Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between
18 Christopher Chiou, Acting United States Attorney, and Melanee Smith, Assistant
19 United States Attorney, counsel for the United States of America, and Rene L.
20 Valladares, Federal Public Defender, and Joanne L. Diamond, Assistant Federal
21 Public Defender, counsel for Leonard Graves, that the Preliminary Hearing
22 currently scheduled on May 12, 2022 at 4:00 p.m., be vacated and continued to a
23 date and time convenient to the Court, but no sooner than thirty (30) days.
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1 This Stipulation is entered into for the following reasons:

2 1. The parties require additional time to discuss the potential for a
3 Pre-Indictment negotiation.

4 2. Counsel for the defendant will require additional time to review and
5 investigate discovery and meet with the client to discuss the details prior to
6 proceeding.

7 3. The parties agree to the continuance.

8 4. Additionally, denial of this request for continuance could result in a
9 miscarriage of justice.

10 5. The additional time requested by this Stipulation is excludable in
11 computing the time within which the trial herein must commence pursuant to
12 the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A),
13 considering the factors under Title 18, United States Code, Section
14 3161(h)(7)(B)(i), (iv).

15 This is the second request for continuance filed herein.

16 DATED: May 5, 2022.

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18 RENE L. VALLADARES
19 Federal Public Defender

20 By /s/ Joanne L. Diamond
21 JOANNE L. DIAMOND
Assistant Federal Public Defender

CHRISTOPHER CHIOU
Acting United States Attorney

By /s/ Melanee Smith
MELANEE SMITH
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,
4
5 Plaintiff,

6 v.

7 LEONARD GRAVES,
8 Defendant.

Case No. 2:20-mj-00756-EJY

ORDER

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10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently
12 scheduled on May 12, 2022 at the hour of 4:00 p.m., be vacated and continued to
13 June 13, 2022 at the hour of 4:00 p.m., in a courtroom to be determined.

14 DATED this 5th day of May, 2022.

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17 UNITED STATES MAGISTRATE JUDGE
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